

ACS/PRIMAX, as Administrator of the)
Crown Battery Manufacturing Employee)
Benefit Plan,)

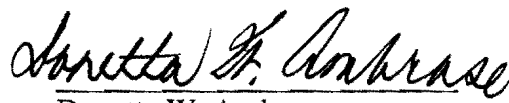
V.

Chief Judge Donetta W. Ambrose
Magistrate Judge Cathy Bissoon

After a *de novo* review of the pleadings and documents in the case, together with the Report and Recommendation and the Objections thereto, the following Order is entered:

AND NOW, on this 12th day of dec, 2008, IT IS HEREBY
ORDERED that Plaintiff's Motion for Summary Judgment (Doc. 21) is **DENIED** and that
Defendants' Motion for Summary Judgment (Doc. 22) is **GRANTED**.

The Report and Recommendation of Magistrate Judge Bissoon dated November 7, 2008
is hereby adopted as the opinion of the District Court.


Donetta W. Ambrose
Chief United States District Judge

cc (via email):

Michael J. Laffey, Esq.
David Fawcett, Esq.
Brendan Stuhan, Esq.